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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

DONALD WORTMAN, WILLIAM)
ADAMS, MARGARET GARCIA,)
 individually and on behalf of all others)
 similarly situated,)
)
 Plaintiffs,)
 vs.)
)
AIR NEW ZEALAND, ALL NIPPON)
AIRWAYS, CATHAY PACIFIC)
AIRWAYS, CHINA AIRLINES, EVA)
AIRWAYS, JAPAN AIRLINES)
INTERNATIONAL, MALAYSIA)
AIRLINES, NORTHWEST AIRLINES,)
QANTAS AIRWAYS, SINGAPORE)
AIRLINES, THAI AIRWAYS,)
UNITED AIRLINES,)
)
 Defendants)
)
)

Case No. 07-cv-05634-CRB

MDL No. 1913

**[PROPOSED] ORDER FOR
 DESIGNATION OF A PLACEHOLDER
 COMPLAINT AND SUMMONS**

1 Plaintiffs Donald Wortman, William Adams and Margaret Garcia ("Plaintiffs") seek an
2 order allowing them to file a placeholder complaint and summons in case number 07-cv-05634-
3 CRB, for service to defendants Cathay Pacific Airways, China Airlines and EVA Airways
4 ("Defendants"). Plaintiffs' have been working with a process server to serve the complaint,
5 summons and other supporting documents to all defendants located outside the United States.

6 Defendant Cathay Pacific Airways is located in Hong Kong. Defendants China Airlines
7 and EVA Airways are located in Taiwan. Defendants in Hong Kong require service through the
8 Hague Convention. Defendants located in Taiwan require service through a Letter Rogatory.

9 For service in Hong Kong, a special administrative region of the People's Republic of
10 China ("PRC"), the local authorities refuse to accept or serve any Hague Request with pleadings
11 that imply that Hong Kong is not a part of China or that imply that Taiwan is not a part of
12 China.

13 For service in Taiwan, also known as Republic of China ("ROC"), the designations
14 "Republic of China," "ROC," or any references to the "State" or "Nation" of Taiwan cannot be
15 included in the pleadings or in the Letter Rogatory (due to the United States' diplomatic
16 relations). If such language is contained in those documents, it must be removed, since such
17 references are a diplomatic faux pas and will result in the U.S. State Department's refusal to
18 handle the documents.

19 **PURSUANT TO PLAINTIFFS' ADMINISTRATIVE MOTION,**

20 **IT IS HEREBY ORDERED** that Plaintiffs may redact references to "Hong Kong" and
21 "Taiwan" from the complaint and summons in case number 07-cv-05634-CRB, for purposes of
22 service to the Defendants located in Hong Kong and Taiwan. Prior to serving the placeholder
23 complaint and summons, Plaintiffs must file a notice of a placeholder complaint and summons
24 in case number 07-cv-05634-CRB. The notice of a placeholder complaint and summons must

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26 ///

1 also be served with the placeholder complaint and summons.
2
3

4 Dated: January __, 2008

Judge Charles R. Breyer
United States District Court